



General Assembly

February Session, 2006

Amendment

LCO No. 3851

SB0041603851SD0

Offered by:

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

SEN. GAFFEY, 13th Dist.

SEN. HANDLEY, 4th Dist.

SEN. MCDONALD, 27th Dist.

SEN. FINCH, 22nd Dist.

To: Subst. Senate Bill No. 416

File No. 80

Cal. No. 101

**"AN ACT CONCERNING ENVIRONMENTAL CONSERVATION
POLICE OFFICERS."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 53a-172 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2006*):

5 (a) A person is guilty of failure to appear in the first degree when (1)
6 while charged with the commission of a felony and while out on bail
7 or released under other procedure of law, [he] such person wilfully
8 fails to appear when legally called according to the terms of [his] such
9 person's bail bond or promise to appear, or (2) while on probation for
10 conviction of a felony, [he] such person wilfully fails to appear when
11 legally called for [a violation of probation hearing] any court hearing
12 relating to a violation of such probation.

13 (b) Failure to appear in the first degree is a class D felony.

14 Sec. 502. Section 53a-173 of the general statutes is repealed and the
15 following is substituted in lieu thereof (*Effective October 1, 2006*):

16 (a) A person is guilty of failure to appear in the second degree when
17 (1) while charged with the commission of a misdemeanor or a motor
18 vehicle violation for which a sentence to a term of imprisonment may
19 be imposed and while out on bail or released under other procedure of
20 law, [he] such person wilfully fails to appear when legally called
21 according to the terms of [his] such person's bail bond or promise to
22 appear, or (2) while on probation for conviction of a misdemeanor or
23 motor vehicle violation, [he] such person wilfully fails to appear when
24 legally called for [a violation of probation hearing] any court hearing
25 relating to a violation of such probation.

26 (b) Failure to appear in the second degree is a class A misdemeanor.

27 Sec. 503. Subsection (e) of section 14-10 of the 2006 supplement to
28 the general statutes is repealed and the following is substituted in lieu
29 thereof (*Effective October 1, 2006*):

30 (e) In the event (1) a federal court judge, federal court magistrate or
31 judge of the Superior Court, Appellate Court or Supreme Court of the
32 state, (2) a member of a municipal police department or a member of
33 the Division of State Police within the Department of Public Safety, (3)
34 an employee of the Department of Correction, (4) an attorney-at-law
35 who represents or has represented the state in a criminal prosecution,
36 [or] (5) a member or employee of the Board of Pardons and Paroles, or
37 (6) an employee of the Division of Criminal Justice submits a written
38 request and furnishes such individual's business address to the
39 commissioner, such business address only shall be disclosed or
40 available for public inspection to the extent authorized by this section.

41 Sec. 504. Subsection (b) of section 30-86 of the general statutes is
42 repealed and the following is substituted in lieu thereof (*Effective*
43 *October 1, 2006*):

44 (b) (1) Any permittee or any servant or agent of a permittee who
45 sells or delivers alcoholic liquor to any minor [,] or [to] any intoxicated
46 person, or to any habitual drunkard, knowing the person to be such an
47 habitual drunkard, shall be subject to the penalties of section 30-113.

48 (2) Any person who sells, ships, delivers or gives [any such liquors
49 to such] alcoholic liquor to any minor, by any means, including, but
50 not limited to, the Internet or any other on-line computer network,
51 except on the order of a practicing physician, shall be fined not more
52 than one thousand five hundred dollars or imprisoned not more than
53 eighteen months, or both.

54 (3) The provisions of this [section] subsection shall not apply [(1)]
55 (A) to a sale, shipment or delivery made to a person over age eighteen
56 who is an employee or permit holder under section 30-90a and where
57 such sale, shipment or delivery is made in the course of such person's
58 employment or business, [(2)] (B) to a sale, shipment or delivery made
59 in good faith to a minor who practices any deceit in the procurement of
60 an identity card issued in accordance with the provisions of section 1-
61 1h, as amended, who uses or exhibits any such identity card belonging
62 to any other person or who uses or exhibits any such identity card that
63 has been altered or tampered with in any way, or [(3)] (C) to a
64 shipment or delivery made to a minor by a parent, guardian or spouse
65 of the minor, provided such parent, guardian or spouse has attained
66 the age of twenty-one and provided such minor possesses such
67 alcoholic liquor while accompanied by such parent, guardian or
68 spouse.

69 Sec. 505. Section 53a-92a of the general statutes is repealed and the
70 following is substituted in lieu thereof (*Effective October 1, 2006*):

71 (a) A person is guilty of kidnapping in the first degree with a
72 firearm when [he] such person commits kidnapping in the first degree
73 as provided in section 53a-92, and in the commission of said crime [he]
74 such person uses or is armed with and threatens the use of or displays
75 or represents by [his] such person's words or conduct that [he] such

76 person possesses a pistol, revolver, machine gun, shotgun, rifle or
77 other firearm. No person shall be convicted of kidnapping in the first
78 degree and kidnapping in the first degree with a firearm upon the
79 same transaction but such person may be charged and prosecuted for
80 both such offenses upon the same information.

81 (b) Kidnapping in the first degree with a firearm is a class A felony.
82 [for which one year of the sentence imposed may not be suspended or
83 reduced by the court.] "